

From: Don Oliver
To: Microsoft ATR
Date: 1/23/02 11:40pm
Subject: Opinion on Microsoft Proposed Final Judgement

To: Renata B. Hesse
Antitrust Division
U.S. Department of Justice
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My name is Don Oliver. I have been an independent software developer since 1995. My business has suffered tremendously due to Microsoft's systematic anti-competitive destruction of the Java(tm) market due its purposeful introduction of incompatibilities and illegal restrictive contracts with OEMs to prevent the distribution of the Netscape(tm) browser.

I strongly object to the Proposed Final Judgement in its present form.

I am not a lawyer, but within minutes I could see enough loopholes to skirt the intent and consequences of this settlement.

First of all, it contains too much ambiguity, especially in the language describing the future operating system products that are named, and in the definitions of the "middleware".

Secondly, it has no teeth in it. You are dealing with a company that has lied and used deception during the trial and has consistently ignored all previous orders in past consent decrees.

I recommend that you consider at a minimum adopting the changes recommended by Dan Kegel, et. al. in their correspondence.

Regards,

Don Oliver

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